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Attorney Docket No.: PACT 1000-2

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited in the United States Postal with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents, Washington, DC 20231, on 11 October 2002.

Amy Jonsson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s):

Gary Powell et al.

Appl. No.:

10/038,090

Confirm. No.: Filed:

5362 29 October 2001

Title:

Method and Device Utilizing Plasma Source for

Real-Time Gas Sampling

Art Unit:

2877

Examiner:

Unassigned

Customer No. 22470

INFORMATION DISCLOSURE STATEMENT UNDER 37 CAF.R. §1.56

Commissioner of Patents Washington, DC 20231

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

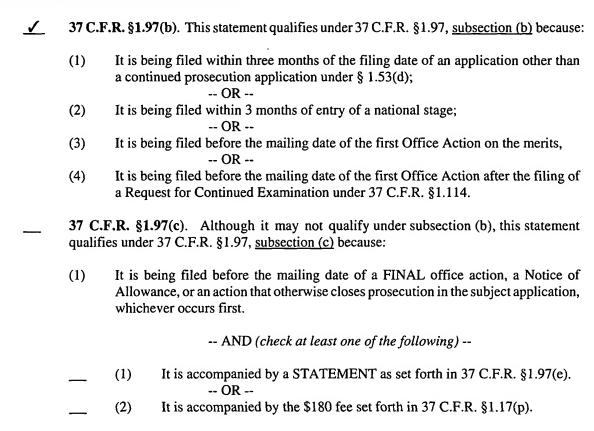
Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.

A copy of each cited document as required by 37 C.F.R. §1.98. Copies are not submitted of documents previously submitted by the applicant in a parent application from which benefit under 35 U.S.C. §120 is claimed, 37 C.F.R. §1.98(d)(1), with an information disclosure statement submitted in the parent application which complies with the Sept. 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c). If any of the cited/submitted documents is in a foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

Application No. 10/038,090

PTA Statement under 37 C.F.R. §704(d). Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

This statement should be considered because:



37 C.F.R. §1.97(d). Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 C.F.R. §1.97, subsection (d) because:

(1) It is being filed on or before payment of the issue fee;

-- AND --

It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.9 (2) -- AND --

It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p). (3)

Application No. 10/038,090

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Fee Authorization. The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

HAYNES BEFFEL & WOLFELD LLP

Date: 11 October 2002

Ernest J. Beffel, Jr. Reg. No. 43,489

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PTC/SB/08A (08-00)
Approved to see through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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				Application Number	10/038,090	
INFOR	MATION	N DISC	LOSURE	Filing Date	29 October 2001 Gary Powell et al.	
STATI	EMENT I	BY API	PLICANT	First Named Inventor		
				Group Art Unit	2877	
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				U.S. PATENT DOCI	JMENTS		
Examiner Initials	Cite No. ¹	Number (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	A1	5,986,747	7	Moran	11/16/1999		
	A2	4,857,136	5	Zajac	08/15/1989		
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FOREIGN PATENT DOCUMENTS								
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Examiner	Date
Signature	Considered

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.